HON'BLE THE CHIEF JUSTICE SHRI G.S. SINGHVI

Writ Petition No.3532 of 2001

Between:

Udayraj

... Petitioner

And

State of A.P. through SHO CCS Fatehmaidan, Hyderabad & others

... Respondents

:: O R D E R ::

Counsel for the petitioner : None

Counsel for respondent Nos. 1 and 2 : Assistant Government Pleader for Home

July 11, 2007

In this petition, the petitioner has made the following substantive prayer:

> " It is therefore prayed that this Hon'ble Court may be pleased to issue a (i) writ of mandamus, or any other appropriate writ or writs, order or direction, declaring the action of the respondents herein in interfering with the personal liberty of the petitioner and his family members without any due authority of law as illegal, arbitrary and violative of Art. 21 of the Constitution of India; (ii) interim directions to the respondents herein not to interfere with the personal liberty of the petitioner and his family members without any due process of law pending disposal of WP and (iii) award costs and pass such other and further orders as are deemed fit and proper in the circumstances of the case."

Learned Assistant Government Pleader for Home stated that the official respondents will not interfere with the personal liberty of the petitioner and his family members. He further stated that respondent

No.2 has already been transferred and, therefore, the petitioner shall have no apprehension of any harassment from the said respondent.

In view of the statement made by the learned Assistant Government Pleader, the writ petition is disposed of as infructuous. However, liberty is given to the petitioner to file complaint against respondent No.3 if he or his family members are subjected to harassment.

As a sequel to disposal of the writ petition as infructuous, W.P.M.P.No.4545 of 2001 filed by the petitioner for interim relief is also disposed of as infructuous.

G.S. SINGHVI, CJ

July 11, 2007
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